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7 Attorneys for Defendants
CENTRAL STATES INDEMNITY CO.
8 OF OMAHA, a Nebraska corporation,
and CSI PROCESSING, LLC, a Nebraska
9 limited liability company

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12
13 SAN FRANCISCO DIVISION

14 DAVID KECK, an individual,

15 Plaintiff,

16 vs.

17 BANK OF AMERICA, a Delaware
18 Corporation, et al.,

19 Defendants.

CASE NO. CV 08-1219 CRB

**JOINDER BY CENTRAL STATES
INDEMNITY CO. OF OMAHA AND
CSI PROCESSING, LLC TO BANK
OF AMERICA'S MOTION TO
DISMISS FIRST AMENDED
COMPLAINT**

Date: April 18, 2006

Time: 10:00 a.m.

Courtroom: 8

Judge: Hon. Charles Breyer

Complaint Date: December 17, 2007

Trial Date: None Set

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24
25 Defendants Central States Indemnity Co. of Omaha, a Nebraska corporation, and CSI
26 Processing, LLC, a Nebraska limited liability company, hereby join in defendant Bank of America,
27 N.A.'s Motion to Dismiss First Amended Complaint filed with the Court on March 6, 2008 (the "Motion
28 to Dismiss").

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U.S.D.C. No. Dist. CA Case no. CV 08-01219 CRB

**JOINDER BY CENTRAL STATES INDEMNITY CO. OF OMAHA AND CSI PROCESSING, LLC
TO BANK OF AMERICA'S MOTION TO DISMISS FIRST AMENDED COMPLAINT**

1 By way of this Joinder, defendants Central State Indemnity of Omaha and CSI Processing, LLC,
2 incorporate herein by this reference all arguments and authorities set forth in the Motion to Dismiss,
3 including its Notice of Motion and Memorandum of Points and Authorities.
4

5 Based on the foregoing, defendants Central State Indemnity of Omaha and CSI Processing, LLC,
6 respectfully request that the Court grant the motion and dismiss the complaint and each cause of action
7 therein as failing to state a claim upon which relief may be granted.
8

9 Dated: March 19, 2008

TOBIN & TOBIN

12 By: /s/ Paul E. Gaspari
13 Paul E. Gaspari
14 Attorneys for Defendants
15 CENTRAL STATES INDEMNITY CO. OF
16 OMAHA, a Nebraska corporation, and CSI
PROCESSING, LLC, a Nebraska limited liability
company

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PROOF OF SERVICE

CASE NAME: David Keck v. Bank of America, et al.
COURT: United States District Court, Northern District of California
CASE NO.: CV 08-1219 CRB

I, Marilynn J. Cooper, declare:

I am over the age of eighteen years and not a party to the cause. I am employed by the law firm of Tobin & Tobin, 500 Sansome Street, 8th Floor, San Francisco, California 94111-3211.

On March 20, 2008, I served the documents described as: **JOINDER BY CENTRAL STATES INDEMNITY CO. OF OMAHA AND CSI PROCESSING, LLC TO BANK OF AMERICA'S MOTION TO DISMISS FIRST AMENDED COMPLAINT** on the parties in this matter by placing a true copy thereof in a sealed envelope(s) addressed as follows:

Peter B. Fredman, Esq.
Brayton Purcell LLP
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Novato, California 94948
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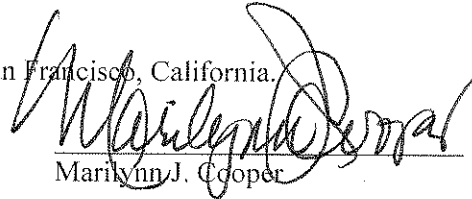
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Attorneys for Defendant Bank of America, N.A.

Service of the above document(s) was effectuated by the following means of service:

XX **By First Class Mail** -- I am readily familiar with this firm's practice for collection and processing of correspondence for mailing with the United States Postal Service. It is deposited with the United States Postal Service in the ordinary course of business on the same day it is processed for mailing. I caused such envelope(s) to be deposited in the mail at San Francisco, California. The envelope was mailed with postage thereon fully prepaid.

XX **Federal Court** -- I declare under penalty of perjury that the foregoing is true and correct and that service was made under the direction of a member of the bar of this Court who is admitted to practice and is not a party to the cause.

Executed this March 20, 2008, at San Francisco, California.


Marilynn J. Cooper